# UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

Caption in compliance with D.N.J. LBR 9004-1(b)

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In Re:

AMERICAN LIMOUSINE LLC,

Debtor.

Order Filed on August 31, 2021 by Clerk, U.S. Bankruptcy Court District of New Jersey

Case No: 21-10121/SLM

Chapter 11

Hearing Date: August 24, 2021

Hon. Stacey L. Meisel

ORDER GRANTING GEICO GENERAL INSURANCE COMPANY RELIEF FROM THE AUTOMATIC STAY TO CONTINUE WITH THE STATE COURT SUBROGATION LITIGATION AND PIP LOSS TRANSFER ARBITRATION WITH ARBITRATION FORUMS TO THE EXTENT OF INSURANCE COVERAGE

The relief set forth on pages two (2) and three (3) is hereby **ORDERED**.

**DATED: August 31, 2021** 

Honorable Stacey L. Meisel United States Bankruptcy Judge Case 21-10121-SLM Doc 241 Filed 09/03/21 Entered 09/04/21 00:14:01 Desc Imaged Certificate of Notice Page 2 of 5

UPON CONSIDERATION of the Motion of GEICO General Insurance Company a/s/o Victor Javier Ulloa Martinez (hereinafter referred to as "GEICO") for an Order granting relief from the automatic stay pursuant to 11 U.S.C § 362(d) so that GEICO may continue to prosecute its pending subrogation litigation against the Debtor currently pending in the Supreme Court of the State of New York, Queens County, and captioned "GEICO General Insurance Company a/s/o Victor Javier Ulloa Martinez v. Merchants Automotive Group, Inc., American Limousine, Inc., et al" ("the State Court Action"), Index Number: 723452/2020, and the PIP loss transfer arbitration filed with Arbitration Forums under GEICO General Insurance Company (Martinez) v. Lancer Insurance Company (American Limousine) ("the Arbitration"), Docket Number: I068-00860-21-00, to fix the amount of its claim, with any such recovery limited to the amount of available insurance coverage (the "Motion"); and upon consideration of the Motion and any opposition; and good cause having been shown:

## It is hereby ORDERED that:

#### as set forth herein

- 1. The Motion be and is hereby granted in its entirety; and
- 2. GEICO is hereby granted stay relief for all purposes pursuant to 11 U.S.C. § 362(d) to proceed with the State Court Action and the Arbitration to final judgment

liquidating its claim and collecting/obtaining payment from available insurance proceeds.

Dated: August 24 , 2021

HONORABLE STACEY L. MEISEL

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United States Bankruptcy Court District of New Jersey

In re: Case No. 21-10121-SLM

American Limousine LLC Chapter 11

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-2 User: admin Page 1 of 2
Date Rcvd: Sep 01, 2021 Form ID: pdf903 Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

# Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable,

the notice recipient was advised to update its address with the court immediately.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 03, 2021:

Recipi ID Recipient Name and Address

db + American Limousine LLC, 365 Rifle Camp Road, Suite 202, Woodland Park, NJ 07424-2776

aty #+ American Limousine LLC, 90 Mckee Drive, Mahwah, NJ 07430-2106

TOTAL: 2

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

### BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

# NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 03, 2021 Signature: /s/Joseph Speetjens

# CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 1, 2021 at the address(es) listed below:

Name Email Address

Barry J. Roy

on behalf of Creditor Lancer Insurance Company broy@rltlawfirm.com

Christian Del Toro

on behalf of Creditor Dynasty Auto Body Inc. cdeltoro@martonelaw.com, bky@martonelaw.com

Daniel H. Reiss

on behalf of Creditor Joselito R. Dela Cruz & Jeff Pangilinan dhr@lnbyb.com

Dean G. Sutton

on behalf of Debtor American Limousine LLC dean@deansuttonlaw.com

Denise E. Carlon

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District/off: 0312-2 User: admin Page 2 of 2
Date Rcvd: Sep 01, 2021 Form ID: pdf903 Total Noticed: 2

on behalf of Creditor Intellishift dcarlon@kmllawgroup.com bkgroup@kmllawgroup.com

Devanshu L. Modi

dev.modi@lglmlaw.com

Douglas J. Pick

on behalf of Creditor Lancer Insurance Company dpick@picklaw.net ezabicki@picklaw.net

Dwayne Stanley

on behalf of Creditor Merchants Automotive Group Inc. dwayne.stanley@huschblackwell.com

Elizabeth L. Wassall

on behalf of Creditor ORION FIRST FINANCIAL AS ACCOUNT SERVICER FOR MIDLAND STATE BANK

ewassall@logs.com njbankruptcynotifications@logs.com;logsecf@logs.com

Michael R. Herz

on behalf of Creditor Mahwah Property Owner LLC mherz@foxrothschild.com, cbrown@foxrothschild.com

Rebecca K. McDowell

on behalf of Creditor Firstlease Inc. rmcdowell@slgcollect.com

Rosemarie E. Matera

on behalf of Creditor Steven Bennett Blau law@kmpclaw.com

Stephan Hornung

on behalf of Creditor M&T BANK hornung@lsellp.com

Stephen V. Falanga

on behalf of Unknown Role Type Kevin and Anna Taylor sfalanga@thewalshfirm.com

chemrick@thewalshfirm.com;ntravostino@walsh.law

U.S. Trustee

USTPRegion 03. NE. ECF@usdoj.gov

TOTAL: 15